IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

WEDNESDAY, THE 6TH JUNE 2007 / 16TH JYAISHTA 1929

WP(C).No. 15225 of 2007(S)

PETITIONERS:

1. PROF.SACHITHANANTHAM,
UMA NIVEDITHA BHAVAN, KAILAS STREET,
KOTTARAM P.O., KANYAKUMARI, TAMIL NADU.

2. MR.ALLOSIOUS LAWRENCE, ARACKAL HOUSE,
KANDAKKADAVU P.O., ERNAKULAM.

BY ADV. SRI.C.N.PRABHAKARAN
SRI.C.R.VINOD KUMAR

RESPONDENTS:

1. THE REGIONAL CANCER CENTER SOCIETY
REPRESENTED BY ITS CONVENOR
(THE DIRECTOR, REGIONAL CANCER CENTER)
THIRUVANANTHAPURAM.

2. TEH CHIEF EDITOR, AUSTRAL-ASIAN
JOURNAL OF CANCER (AJC), REGIONAL CANCER
CENTRE (RCC), THIRUVANANTHAPURAM.

3. THE STATE OF KERALA, REPRESENTED BY
ITS SECRETARY TO GOVT., DEPARTMENT OF HEALTH,
THIRUVANANTHAPURAM.

BY SENIOR GOVERNMENT PLEADER SMT. MEERA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN,J.

W.P.(C). NO. 15225 OF 2007 S

Dated this the 6th June, 2007

JUDGMENT

H.L.DATTU, C.J.

Petitioners are Indian citizens and widowers who lost their wives due to cancer. The petitioners' grievances in this writ petition are that the respondents should be asked not to stop the publication of a journal by name "Austral – Asian Journal of Cancer" of Regional Cancer Centre, Thiruvananthapuram and secondly, that the respondents should be directed not to take steps adversely affecting the smooth functioning of the Editorial Office of Austral – Asian Journal of Cancer.

2. In our view, if any one of the respondents have taken steps to stop the publication of the Journal, the persons working in the organisation or the persons managing the affairs of the publication of the so called Journal would definitely come before Court with appropriate proceedings. In our view, the petitioner cannot be exposing the cause of others. Therefore, the petition do not have the characteristics of a public interest litigation. In

view of that, we are declined to entertain this Writ Petition. Accordingly, the Writ Petition is rejected without reference to the respondents.

Ordered accordingly.

(H.L.DATTU)
Chief Justice

(K.T.SANKARAN)
Judge

ahz/